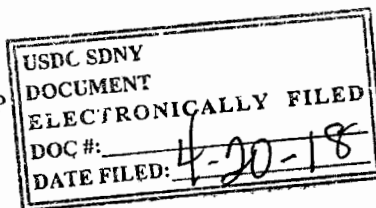


WILLKIE FARR & GALLAGHER LLP



MICHAEL S. SCHACHTER
212 728 8102
mschachter@willkie.com

787 Seventh Avenue
New York, NY 10019-6099
Tel: 212 728 8000
Fax: 212 728 8111

MEMO ENDORSED

April 11, 2018

BY ECF AND BY OVERNIGHT DELIVERY

The Honorable Lewis A. Kaplan
United States District Court for the
Southern District of New York
Room 1940
500 Pearl Street
New York, NY 10007

Re: *United States v. James Gatto, et al. (Case No. 17-CR-686),
Request to Schedule Defendants' arraignment and the presentment of the Superseding
Indictment for October 1, 2018.*

Dear Judge Kaplan:

We represent Defendant James Gatto in the above-captioned matter, but I am also writing on behalf of counsel for Defendants Christian Dawkins and Merl Code. The Grand Jury returned a Superseding Indictment in this matter yesterday, *see* Dkt. 137.

I write to respectfully ask the Court to schedule Defendants' arraignment on the Superseding Indictment for October 1, 2018, which is the date of Defendants' next scheduled appearance before Your Honor and the first day of trial. We make this request because, as Your Honor knows, Defendants each live outside the district and travel to and from the Court takes many hours and, for Mr. Dawkins in particular, imposes a meaningful financial burden. Defendants consent to the exclusion of time, in the interests of justice, under the Speedy Trial Act from this day until October 1, 2018. Defendants have confirmed with the Government that it has no objection to this request.

Respectfully submitted,

Michael S. Schachter

*Time is excluded to
and including 10/1/18.
The interests of justice served
thereby outweigh the interests of
the public and the defendants
in a Speedy trial*

SO ORDERED

LEWIS A. KAPLAN, USDC
4/19/18